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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/888,202 07/07/97 PIMENTEL

J

EXAMINER

HM12/0405

JULIO L PIMENTEL
3206 WINDGATE DRIVE
BUFORD GA 30519

LINGAR, S

ART UNIT

PAPER NUMBER

1642

DATE MAILED:

04/05/01

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Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Art Unit: 1642

1. The Appeal Brief filed February 6, 2001 (Paper No. 20) in response to the Office Action of June 29, 2000 (Paper No. 17) is acknowledged and has been entered.

2. The Appeal Brief filed on February 6, 2001 (Paper No. 20) is defective because the Brief does not comply with the requirements of 37 CAR 1.192 because:

(1) Although the Summary of the Invention does include reference to page and line numbers drawn to antibody production and the inclusion of feed in a dry powder or fed in encapsulated form, review of the cited pages and line numbers did not reveal any mention of feeding as a dry powder or feeding in encapsulated form in a liposome. Further, the Summary does not provide page and line numbers drawn to the method of orally administering the antibody such that it binds pancreatic lipase, does not include reference to a non-ruminant animal as claimed, does not include reference to tablet administration or methods of freeze drying or spray drying as claimed. See MPEP 1206, Section 5.

(2) In the Issues section, although the section provides the statutory basis for the rejections, the section does not identify the references used in each rejection. See MPEP 1206, Section 6.

To avoid dismissal of the appeal, appellant must submit an appeal brief in compliance with the requirements of these sections within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or, (3) within two months from the

Art Unit: 1642

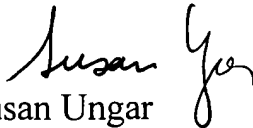
date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Susan Ungar, PhD whose telephone number is (703) 305-2181. The examiner can normally be reached on Monday through Friday from 7:30am to 4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anthony Caputa, can be reached at (703) 308-3995. The fax phone number for this Art Unit is (703) 308-4242.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-0196.

Effective, February 7, 1998, the Group and/or Art Unit location of your application in the PTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Group Art Unit 1642.


Susan Ungar
Primary Patent Examiner
April 4, 2001